

DEPARTMENT OF FINANCE & ADMINISTRATION - DFA - REGULATORY DIVISION

State Contracts Over \$50,000 Awarded To Minority Owned Businesses Fiscal Year 2020

None

Employment Summary

	Male	Female	Total	%
White Employees	5	3	8	80 %
Black Employees	0	2	2	20 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			2	20 %
Total Employees			10	100 %

Publications

A.C.A. 25-1-201 et seq.

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution	Unbound Black & White Copies Produced During the Last Two Years	Cost of Unbound Copies Produced During the Last Two Years
		Governor	General Assembly				
None	N/A	N	N	0	N/A	0	0.00

Department Appropriation Summary

Appropriation	Historical Data						Agency Request and Executive Recommendation							
	2019-2020		2020-2021		2020-2021		2021-2022		2022-2023					
	Actual	Pos	Budget	Pos	Authorized	Pos	Agency	Pos	Executive	Pos	Agency	Pos	Executive	Pos
2EH Sales to Minors Enforcement - Cash	909,401	11	575,621	5	573,283	5	0	0	0	0	0	0	0	0
85C ATC Cigarette Fire Safety	0	0	50,000	0	50,000	0	0	0	0	0	0	0	0	0
85N Tobacco Insp Prog	430,400	5	202,318	1	329,396	1	0	0	0	0	0	0	0	0
983 Tobacco Control Board Operations	518,991	8	517,953	6	573,026	6	0	0	0	0	0	0	0	0
U68 ATC Revenue Enforcement	326,152	4	379,371	4	311,078	4	0	0	0	0	0	0	0	0
Total	2,184,944	27	1,725,263	16	1,836,783	16	0	0	0	0	0	0	0	0

Funding Sources			%		%		%		%		%
Fund Balance	4000005	2,669,741	48.2	3,351,736	67.1	0	0.0	0	0.0	0	0.0
General Revenue	4000010	519,872	9.4	645,062	12.9	0	0.0	0	0.0	0	0.0
Federal Revenue	4000020	430,400	7.8	202,318	4.1	0	0.0	0	0.0	0	0.0
Special Revenue	4000030	554,261	10.0	410,000	8.2	0	0.0	0	0.0	0	0.0
Cash Fund	4000045	1,200,154	21.7	893,000	17.9	0	0.0	0	0.0	0	0.0
Inter-agency Fund Transfer	4000316	161,496	2.9	0	0.0	0	0.0	0	0.0	0	0.0
Intra-agency Fund Transfer	4000317	0	0.0	(507,000)	(10.1)	0	0.0	0	0.0	0	0.0
Other	4000370	756	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Total Funds		5,536,680	100.0	4,995,116	100.0	0	0.0	0	0.0	0	0.0
Excess Appropriation/(Funding)		(3,351,736)		(3,269,853)		0		0		0	
Grand Total		2,184,944		1,725,263		0		0		0	

The agency is requesting to transfer appropriation and funding to the Cabinet Level Business Area, 9906. Budget amount in Funds Centers 2EH and U68 exceeds the authorized amount due to salary and matching rate adjustments during the 2017-2019 Biennium.

Analysis of Budget Request

Appropriation: 2EH - Sales to Minors Enforcement - Cash

Funding Sources: NTC - Cash in Treasury

Arkansas Tobacco Control administers the Sales to Minors program. This program is responsible for executing the sales to minors checks and enforcing any violations that result from these checks. Funding for this program is made available through a grant from the Arkansas Department of Health using Master Tobacco Settlement funds.

With the exception of Regular Salaries and Personal Services Matching, continuing level of appropriation is the FY2021 Authorized.

The Agency requests to transfer (\$615,990) to DFA - Sales to Minors Enforcement - Cash for each year of the biennium.

The Agency Request includes the following:

- Transfer (5) positions with Regular Salaries of (\$284,707) and Personal Services Matching of (\$92,511) to DFA - Sales to Minors Enforcement Cash (9906) - Appropriation Z90.
- Transfer of Operating Expenses in the amount of (\$232,072), Promotional Items in the amount of (\$5,000) and Professional Fees in the amount of (\$1,700) to DFA - Sales to Minors Enforcement Cash (9906) - Appropriation Z90 to align DFA Regulatory Division - Enforcement and create efficiencies.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 2EH - Sales to Minors Enforcement - Cash

Funding Sources: NTC - Cash in Treasury

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2019-2020	2020-2021	2020-2021	2021-2022		2022-2023	
		Actual	Budget	Authorized	Agency	Executive	Agency	Executive
Regular Salaries	5010000	417,111	279,407	251,350	0	0	0	0
#Positions		11	5	5	0	0	0	0
Personal Services Matching	5010003	161,690	89,492	83,161	0	0	0	0
Operating Expenses	5020002	330,550	200,022	232,072	0	0	0	0
Conference & Travel Expenses	5050009	0	0	0	0	0	0	0
Professional Fees	5060010	50	1,700	1,700	0	0	0	0
Data Processing	5090012	0	0	0	0	0	0	0
Promotional Items	5090028	0	5,000	5,000	0	0	0	0
Capital Outlay	5120011	0	0	0	0	0	0	0
Total		909,401	575,621	573,283	0	0	0	0
Funding Sources								
Fund Balance	4000005	824,592	1,115,345		0	0	0	0
Cash Fund	4000045	1,200,154	893,000		0	0	0	0
Intra-agency Fund Transfer	4000317	0	(407,000)		0	0	0	0
Total Funding		2,024,746	1,601,345		0	0	0	0
Excess Appropriation/(Funding)		(1,115,345)	(1,025,724)		0	0	0	0
Grand Total		909,401	575,621		0	0	0	0

The agency is requesting to transfer this appropriation and funding to the Cabinet Level Business Area, 9906, Funds Center Z90.

Expenditure of appropriation is contingent upon available funding.

FY21 Budget amount in Regular Salaries and Personal Services Matching exceeds the authorized amount due to salary and matching rate adjustments during the 2019-2021 Biennium.

Analysis of Budget Request

Appropriation: 85C - ATC Cigarette Fire Safety

Funding Sources: SFS - Cigarette Fire Safety Standard Fund

The Arkansas Cigarette Fire Safety Standard Act (A.C.A. 20-27-2101) was established by Act 697 of 2009 to set ignition propensity standards for cigarettes sold in Arkansas to be uniform with other states with enacted reduced cigarette ignition propensity laws. This appropriation is funded by special revenues from cigarette certification fees and civil penalties.

Continuing level of appropriation is the FY2021 Authorized.

The Agency requests to transfer (\$50,000) to ATC Cigarette Fire Safety - Appropriation Z91 (9906) for Fires, Safety and Prevention for both fiscal years.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 85C - ATC Cigarette Fire Safety
Funding Sources: SFS - Cigarette Fire Safety Standard Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2019-2020	2020-2021	2020-2021	2021-2022		2022-2023	
	Actual	Budget	Authorized	Agency	Executive	Agency	Executive
Fire Safety & Prevention 5900046	0	50,000	50,000	0	0	0	0
Total	0	50,000	50,000	0	0	0	0
Funding Sources							
Fund Balance 4000005	334,702	345,531		0	0	0	0
Special Revenue 4000030	10,829	10,000		0	0	0	0
Total Funding	345,531	355,531		0	0	0	0
Excess Appropriation/(Funding)	(345,531)	(305,531)		0	0	0	0
Grand Total	0	50,000		0	0	0	0

The agency is requesting to transfer this appropriation and funding to the Cabinet Level Business Area, 9906, Funds Center Z91.

Analysis of Budget Request

Appropriation: 85N - Tobacco Insp Prog

Funding Sources: FCT - Tobacco Inspection Program - Federal

Arkansas Tobacco Control was awarded a grant in Fiscal Year 2010 which allowed ATC to assist the U.S. Food and Drug Administration (FDA) in inspecting retail establishments that sell cigarettes and/or smoke less tobacco products and in surveillance of other entities that fall under the scope of the FDA.

With the exception of Personal Services Matching, continuing level of appropriation is the FY2021 Authorized.

The Agency requests to transfer (\$329,756) to DFA - Tobacco Inspection Program in each year of the biennium.

The Agency Request includes the following:

- Transfer of (1) position with Regular Salaries of (\$91,097) and Personal Services Matching of (\$35,376) to the Tobacco Inspection Program (9906) - Appropriation Z92.
- Transfer of Overtime (\$17,041), Operating Expenses of (\$150,000), Conference & Travel Expenses of (\$5,000), and Professional Fees of (\$31,242) to the Tobacco Inspection Program (9906) - Appropriation Z92 to align DFA Regulatory Division - Enforcement and create efficiencies.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 85N - Tobacco Insp Prog
Funding Sources: FCT - Tobacco Inspection Program - Federal

Historical Data

Agency Request and Executive Recommendation

Commitment Item	Historical Data			Agency Request and Executive Recommendation		Agency Request and Executive Recommendation	
	2019-2020 Actual	2020-2021 Budget	2020-2021 Authorized	2021-2022 Agency	2021-2022 Executive	2022-2023 Agency	2022-2023 Executive
Regular Salaries 5010000	239,266	62,471	91,097	0	0	0	0
#Positions	5	1	1	0	0	0	0
Personal Services Matching 5010003	95,357	23,336	35,016	0	0	0	0
Overtime 5010006	0	17,041	17,041	0	0	0	0
Operating Expenses 5020002	95,446	97,470	150,000	0	0	0	0
Conference & Travel Expenses 5050009	331	2,000	5,000	0	0	0	0
Professional Fees 5060010	0	0	31,242	0	0	0	0
Data Processing 5090012	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0
Total	430,400	202,318	329,396	0	0	0	0
Funding Sources							
Federal Revenue 4000020	430,400	202,318		0	0	0	0
Total Funding	430,400	202,318		0	0	0	0
Excess Appropriation/(Funding)	0	0		0	0	0	0
Grand Total	430,400	202,318		0	0	0	0

The agency is requesting to transfer this appropriation and funding to the Cabinet Level Business Area, 9906, Funds Center Z92.

Analysis of Budget Request

Appropriation: 983 - Tobacco Control Board Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

Arkansas Tobacco Control was established by Act 1337 of 1997 to regulate and issue permits and licenses to any person (except manufacturers) handling, receiving, processing, storing, distributing, taking orders for, soliciting orders of, selling, offering for sale or dealing in, through sale, barter or exchange, any cigarettes or other tobacco products in the State of Arkansas. This appropriation is funded by general revenues.

With the exception of Personal Services Matching, continuing level of appropriation is the FY2021 Authorized.

The Agency requests to transfer (\$575,186) and general revenue in the amount of (\$652,634) to DFA - Regulatory Division for each year of the biennium.

The Agency Request for both fiscal years includes the following:

- Transfer of (5) positions and Regular Salaries of (\$311,241) and Personal Services Matching of (\$97,898) to DFA Regulatory Division (9906) - Appropriation Z69.
- Transfer of (1) position and Regular Salaries of (\$29,046) and Personal Services Matching of (\$12,083) to DFA Revenue Division (0630) - Appropriation 281 for tax processing due to elimination of the Excelsa contract.
- Transfer of Operating Expenses of (\$119,918) and Professional Fees in the amount of (\$5,000) to DFA Regulatory Division (9906) - Appropriation Z69 to align DFA Regulatory Division - Enforcement and create efficiencies.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 983 - Tobacco Control Board Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2019-2020	2020-2021	2020-2021	2021-2022		2022-2023	
		Actual	Budget	Authorized	Agency	Executive	Agency	Executive
Regular Salaries	5010000	311,282	295,650	340,287	0	0	0	0
#Positions		8	6	6	0	0	0	0
Personal Services Matching	5010003	105,625	97,385	107,821	0	0	0	0
Operating Expenses	5020002	102,034	119,918	119,918	0	0	0	0
Conference & Travel Expenses	5050009	0	0	0	0	0	0	0
Professional Fees	5060010	50	5,000	5,000	0	0	0	0
Data Processing	5090012	0	0	0	0	0	0	0
Capital Outlay	5120011	0	0	0	0	0	0	0
Total		518,991	517,953	573,026	0	0	0	0
Funding Sources								
Fund Balance	4000005	4,137	167,270		0	0	0	0
General Revenue	4000010	519,872	645,062		0	0	0	0
Inter-agency Fund Transfer	4000316	161,496	0		0	0	0	0
Intra-agency Fund Transfer	4000317	0	(100,000)		0	0	0	0
Other	4000370	756	0		0	0	0	0
Total Funding		686,261	712,332		0	0	0	0
Excess Appropriation/(Funding)		(167,270)	(194,379)		0	0	0	0
Grand Total		518,991	517,953		0	0	0	0

The agency is requesting to transfer this appropriation and funding to the Cabinet Level Business Area, 9906, Funds Center Z69.

Analysis of Budget Request

Appropriation: U68 - ATC Revenue Enforcement

Funding Sources: STR - ATC Revenue Fund

This appropriation covers operating expenses of the Arkansas Tobacco Control Board Enforcement. The Arkansas Tobacco Control Revenue Fund was established by A.C.A. §19-6-831.

With the exception of Regular Salaries and Personal Services Matching, continuing level of appropriation is the FY2021 Authorized.

The Agency requests to transfer (\$382,502) for FY22 and (\$383,487) for FY23 to DFA - ATC Revenue Enforcement.

The Agency Request includes the following:

- Transfer of (3) positions and Regular Salaries of (\$143,170) and Personal Services Matching of (\$49,143) for each year of the biennium to ATC Revenue Enforcement (9906) - Appropriation Z94.
- Transfer of (1) position and Regular Salaries of (\$70,297) for FY22 and (\$71,097) for FY23 and Personal Services Matching of (\$21,575) for FY22 and (\$21,759) for FY23 to Department of Finance and Administration - Shared Services (9906) - Appropriation Z42.
- Transfer of Operating Expenses of (\$92,817), Conference and Travel of (\$5,000) and Professional fees in the amount of (\$500) for each year of the biennium to ATC Revenue Enforcement (9906) - Appropriation Z94 to align DFA Regulatory Division - Enforcement and create efficiencies.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: U68 - ATC Revenue Enforcement

Funding Sources: STR - ATC Revenue Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item		Historical Data			2021-2022		2022-2023	
		2019-2020 Actual	2020-2021 Budget	2020-2021 Authorized	Agency	Executive	Agency	Executive
Regular Salaries	5010000	158,215	211,278	159,793	0	0	0	0
#Positions		4	4	4	0	0	0	0
Personal Services Matching	5010003	51,559	68,776	51,968	0	0	0	0
Operating Expenses	5020002	30,290	71,817	93,817	0	0	0	0
Conference & Travel Expenses	5050009	0	5,000	5,000	0	0	0	0
Professional Fees	5060010	0	500	500	0	0	0	0
Capital Outlay	5120011	86,088	22,000	0	0	0	0	0
Total		326,152	379,371	311,078	0	0	0	0
Funding Sources								
Fund Balance	4000005	1,506,310	1,723,590		0	0	0	0
Special Revenue	4000030	543,432	400,000		0	0	0	0
Total Funding		2,049,742	2,123,590		0	0	0	0
Excess Appropriation/(Funding)		(1,723,590)	(1,744,219)		0	0	0	0
Grand Total		326,152	379,371		0	0	0	0

The agency is requesting to transfer this appropriation and funding to the Cabinet Level Business Area, 9906, Funds Center Z94.

FY21 Budget amount in Regular Salaries and Personal Services Matching exceeds the authorized amount due to salary and matching rate adjustments during the 2019-2021 Biennium.

Budget exceeds Authorized Appropriation in Captital Outlay by authority of a Budget Classification Transfer.